



PUBLIC NOTICE

FEDERAL COMMUNICATIONS COMMISSION
445 12th STREET, S.W.
WASHINGTON, D.C. 20554

DA 00-1076

News media information 202/418-0500 Fax-On-Demand 202/418-2830 Internet: <http://www.fcc.gov> <ftp.fcc.gov>

Released: May 12, 2000

BELL ATLANTIC, GTE AND VODAFONE SEEK CONSENT TO TRANSFER CONTROL OF OR ASSIGN PROPERTIES TO DIVESTITURE TRUST

PLEADING CYCLE ESTABLISHED

Comments/Petitions: June 12, 2000
Replies/Opposition: June 22, 2000

On May 3 and 4, 2000, Bell Atlantic Corporation or its affiliates or subsidiaries (“Bell Atlantic”), GTE Corporation or its affiliates or subsidiaries (“GTE”), and Vodafone AirTouch Plc or its affiliates or subsidiaries (“Vodafone”) filed applications under Section 310(d) of the Communications Act, 47 U.S.C. § 310(d), seeking Commission consent to assign or transfer control of certain cellular, PCS, and microwave licenses to a trustee selected by the Department of Justice (“DOJ”) and approved by the U.S. District Court for the District of Columbia. The Applicants state that the purpose of the trust will be to facilitate the closing of the proposed merger of GTE and Bell Atlantic¹ consistent with the Commission’s cellular cross-ownership and spectrum aggregation rules and a Consent Decree between Bell Atlantic, GTE, Vodafone, and DOJ.² The parties seek to divest the subject licenses to third parties in advance of the planned merger. In the event that they are unable to do so, however, the parties request authority to assign or transfer control of the licenses targeted for divestiture to the trustee.

The licensees and lead call signs included in these applications are listed below.

¹ See *GTE Corporation and Bell Atlantic Corporation Seek FCC Consent for a Proposed Transfer of Control and Commission Seeks Comment on Proposed Protective Order Filed by GTE and Bell Atlantic*, Public Notice, CC Docket No. 98-184, DA 98-2035 (rel. Oct. 8, 1998).

² Final Judgment, *U.S. v. Bell Atlantic Corp., et al.*, Civ. No. 1:99CV01119 (LFO) (D.D.C. Apr. 18, 2000).

Part 22 - Cellular Radiotelephone Service

The following are applications for consent to assign or transfer control of Part 22 Cellular Radiotelephone Service licenses to the Trustee:

<u>File No.</u>	<u>Licensee</u>	<u>Call Sign(s)</u>
0000123023	GTE Mobilnet of Austin Limited Partnership (Lead)	KNKA302 ³
0000123038	Texas RSA 10B3 Limited Partnership	KNKN888
0000123040	GTE Wireless of Houston Incorporation	KNKA546
0000123060	Cagal Cellular Communications Corp.	KNKA697
0000123065	GTE Wireless of the Pacific Incorporated	KNKA341
0000123075	Bay Area Cellular Telephone Company	KNKA270, KNKA274
0000123076	Salinas Cellular Telephone Company	KNKA587
0000123077	Napa Cellular Telephone Company	KNKA757
0000123102	GTE Mobilnet of Texas RSA #11 Limited Partnership	KNKN538
0000123108	GTE Mobilnet of Texas RSA #16 Limited Partnership	KNKN608

Part 24 – Personal Communications Services

The following are applications for consent to assign or transfer control of Part 24 Personal Communications Services licenses to the Trustee:

<u>File No.</u>	<u>Licensee</u>	<u>Call Sign(s)</u>
0000123051	GTE Wireless of the Midwest Incorporated	KNLF236
0000123065	GTE Wireless of the Pacific Incorporated	KNLF247, KNLF283
0000123071	Chicago 20 MHz LLC	WPQL237
0000123073	Houston MTA, L.P.	WPQL238
0000123295	Richmond 20 MHz LLC	WPQL333

Part 101 - Fixed Microwave Service

The following are applications for consent to assign or transfer control of Part 101 Fixed Microwave licenses to the Trustee:

<u>File No.</u>	<u>Licensee</u>	<u>Lead Call Sign</u>
0000123023	GTE Mobilnet of Austin Limited Partnership	WLK478

³ File No. 0000123023 has been designated as the lead application in this transaction, and all pleadings and other submissions filed in this matter that pertain generally to the transaction and not to a particular application will be available through this file number.

0000123038	Texas RSA 10B3 Limited Partnership	WLR351
0000123040	GTE Wireless of Houston Incorporated	WMI729
0000123060	Cagal Cellular Communications Corp.	WLU567
0000123065	GTE Wireless of the Pacific Incorporated	WHE479
0000123066	Napa Cellular Telephone Company	WLU611
0000123075	Bay Area Cellular Telephone Company	WHD204
0000123076	Salinas Cellular Telephone Company	WLT762
0000123102	GTE Mobilnet of Texas RSA #11 Limited Partnership	WLR216
0000123108	GTE Mobilnet of Texas RSA #16 Limited Partnership	WLR220
0000123295	Richmond 20 MHz LLC	WPNL215

GENERAL INFORMATION

The applications referenced herein have been found, upon initial review, to be acceptable for filing. The Commission reserves the right to return any application if, upon further examination, it is determined to be defective and not in conformance with the Commission's rules or policies.

Final action will not be taken on these applications earlier than 31 days following the date of this Public Notice. *See* 47 U.S.C. § 309(b). As indicated above, interested parties may file comments or petitions to deny no later than **June 12, 2000**. Replies and oppositions may be filed no later than **June 22, 2000**. All filings concerning matters referenced in this Public Notice should refer to **DA 00-1076**, as well as the specific file numbers of the individual applications or other matters to which the filings pertain.

Pursuant to 47 C.F.R. § 1.1200(a), which permits the Commission to adopt modified or more stringent *ex parte* procedures in particular proceedings if the public interest so requires, we announce that this proceeding will be governed by **permit-but-disclose** *ex parte* procedures that are applicable to non-restricted proceedings under 47 C.F.R. § 1.1206.

An original and four copies of all comments, petitions to deny, oppositions and replies must be filed with the Commission's Secretary, Magalie Roman Salas, 445 12th Street, S.W., TW-B204, Washington, D.C. 20554, in accordance with Section 1.51(c) of the Commission's rules, 47 C.F.R. § 1.51(c). **In addition, one copy of each pleading must be delivered to each of the following locations:** (1) the Commission's duplicating contractor, International Transcription Services, Inc. ("ITS"), 445 12th Street, S.W., Room CY-B402, Washington, D.C. 20554; (2) Office of Public Affairs, Reference Operations Division, Wireless Telecommunications Bureau, 445 12th Street, S.W., Room CY-A257, Washington, D.C. 20554; (3) Lauren Kravetz, Commercial Wireless Division, Wireless Telecommunications Bureau, 445 12th Street, S.W., Room 4-A163, Washington, D.C. 20554; and (4) Monica Desai, Public Safety and Private Wireless Division, Wireless Telecommunications Bureau, 445 12th Street, S.W., Room 4-A232, Washington, D.C. 20554.

The applications and subsequently filed documents are available electronically through the Wireless Telecommunications Bureau's Universal Licensing System, which may be accessed

on the Commission's Internet website, and from ITS. *See note 3.* The applications and associated documents are also available for public inspection and copying during normal reference room hours at the following Commission office: Office of Public Affairs, Reference Operations Division, 445 12th Street, S.W., Room CY-A257, Washington, D.C. 20554.

For further information, contact Lauren Kravetz, Wireless Telecommunications Bureau, Commercial Wireless Division, at (202) 418-7240 (Parts 22 and 24), or Monica Desai, Wireless Telecommunications Bureau, Public Safety and Private Wireless Division, at (202) 418-0680 (Part 101).

-- FCC --